Paper 36 Filed: 4 February 2011

## UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

HIROSHI TAYANAKA Junior Party (Patent 6,107,213 and Patent 6,326,280)<sup>1</sup>

v.

KIYOFUMI SAKAGUCHI, TAKAO YONEHARA, and NOBUHIKO SATO Senior Party (Application 10/085,046)<sup>2</sup>

Interference No. 105,767 (JL) (Technology Center 2800)

Before: RICHARD E. SCHAFER, JAMESON LEE, and RICHARD TORCZON, Administrative Patent Judges.

LEE, Administrative Patent Judge.

Judgment – Merits – Bd. R. 127(b)

On February 3, 2011, junior party Tayanaka filed a paper requesting entry of adverse judgment against Tayanaka in this interference. The request is *granted*.

The real party in interest is Sony Corporation.

<sup>&</sup>lt;sup>2</sup> The real party in interest is Canon Kabushiki Kaisha.

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- ORDERED that judgment with respect to Count 1 is herein entered against junior party HIROSHI TAYANAKA:
- 4 FURTHER ORDERED that junior party HIROSHI TAYANAKA's claims
- 5 1-6, 9-11, and 13-19 of its involved Patent 6,107,213, and claims 1-3 of its
- 6 involved Patent 6,326,280, which correspond to Count 1, are herein cancelled;
- 7 FURTHER ORDERED that the parties shall note the requirements of
- 8 35 U.S.C. §135(c) and Bd.R. 205; and
- 9 FURTHER ORDERED that a copy of this judgment shall be entered into
- 10 the file of Application 10/085,046, Patent 6,107,213, and Patent 6,326,280.

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3	Attorney for Junior Party Tayanaka:
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5	David R. Metzger, Esq.
6	Anne K.W. Sutton
7	Sonnenschein Nath & Rosenthal LLP
8	Email: dmetzger@sonnenschein.com
9	Email: asutton@sonnenschein.com
10	Phone: 312-876-8000
11	
12	Attorney for Senior Party Sakaguchi:
13	
14	Anthony M. Zupcic, Esq.
15	Robert H. Fischer, Esq.
16	Fitzpatrick, Cella, Harper & Scinto
17	Email: azupcic@fchs.com
18	Email: rfischer@fchs.com

Phone: 212-218-2100